IN THE PARSI CHIEF MATRIMONIAL COURT AT BOMBAY

SUIT NO.11 OF 2004

Rayomand Jal Ganjia....1st Plaintiff

Versus

Katie Rayomand Ganjia ..2nd Plaintiff

Mr. Z.D. Sahukar i/b. Ms. Freny H.Ponda, for the
Plaintiff No.1.
Ms. A.S.Khushrushahi for plaintiff No.2
Plaintiff No.1 present in person.

CORAM: F.I. REBELLO, J.
DATE : 30th November,2004

P.C.

Plaintiff No.1 is present. Plaintiff NO.2 is absent. Plaintiff No.2 has filed an affidavit dated January 26, 2004 setting out that as she is resident of United States it is not possible for her to be present in Mumbai. She affirms that she has signed the plaint willingly of her own free will, without any force or fraud. Plaintiff NO.1 who is present also admits the correctness of the averments in the suit. Apart from that, my attention is invited to a decree passed in the Superior Court of California, Country of Contra Costa which has dissolved the marriage on the ground of irreconcilable differences. Considering that and as to my mind nothing has been brought on record to indicate that the decree for divorce is sought by exercising undue influence or by fraud the suit will have to be allowed. In the light of that suit decreed in terms of prayer clause (a).

(F.I. REBELLO, J.)